

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Lee R. CARLSON et al.

Application No.: 10/561,561

Confirmation No.: 9919

Filed: June 19, 2003 (Int'l)

Art Unit: 3735

For: BREATH END-TIDAL GAS MONITOR

Examiner: C. Jang

**RESPONSE TO OFFICE COMMUNICATION REGARDING REQUEST TO CORRECT  
INVENTORSHIP**

MS Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**INTRODUCTORY COMMENTS**

This communication is being filed in response to the Communication dated August 2, 2011, which advised resubmission of an oath or declaration with the signatures of all named inventors and correction of any spelling errors in support of a Request to Correct Inventorship.

**REMARKS**

Applicants respectfully request correction of inventorship in this application in view of the papers being resubmitted herewith. Specifically, Applicants resubmit a new Request to Correct Inventorship under 37 C.F.R. §1.48(a). To address the issues raised by the Office, Applicants provide a Supplemental Declaration signed by all named inventors. This Declaration is supplemental to the Declaration filed on May 24, 2006, and complies with 37 C.F.R. §1.497 (declaration for national stage application under 35 U.S.C. §371). Further, it is pointed out that Joe Martinosky's name is spelled correctly on the Supplemental Declaration. The correct spelling is also indicated and confirmed in the Supplemental Application Data Sheet.

If there are any remaining issues with the resubmitted documents, the Office is invited to telephone the undersigned at the number given below.

Applicants note that the required processing fee under 37 C.F.R. §1.17(i) was taken by the Office with the previously submitted Request. However, Applicants authorize the Commissioner to charge the cost of any required fees due in connection with the filing of these documents to Deposit Account No. 03-1952 referencing docket no. 643132000200, but do not authorize charging the cost of the issue fee to the Deposit Account.

Dated: August 8, 2011

Respectfully submitted,

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